

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 4 1977

Returned to applicant for correction MAR 25 1977

Corrected application filed APR 7 1977 Map filed May 4, 1977 under 31163

The applicant Donnell J. and Andree Richards

30 Vista Ave. of Winnemucca
Street and No. or P.O. Box No. City or Town

Nevada 89445, hereby make application for permission to change the
State and Zip Code No.

point of diversion and place of use

of water heretofore appropriated under Proof 01107 Certificate 253

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Clear Creek
Name of stream, lake or other source.

2. The amount of water to be changed 1.94 c.f.s.
Second feet, acre feet.

3. The water to be used for irrigation and domestic
If for stock state number and kind of animals.

4. The water heretofore used for irrigation and domestic
If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14, T.33N., R.38E.,
or at a point from which the S $\frac{1}{4}$ corner of said Section bears S. 55 degrees
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
W 2350'
stated.

6. The existing point of diversion is located within as per map under Proof 01107, being
in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35, T.34N., R.37E., M.D.B. & M.
If point of diversion is not changed, do not answer.

7. Proposed place of use SW $\frac{1}{4}$ of Section 30, T.34N., R.38E., M.D.B. & M., and
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
portions of E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 25, T.34N., R.37E., M.D.B. & M. 193.8 acres total

8. Existing place of use 30.6 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, 14.4 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 73.3 acres in
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
S $\frac{1}{2}$ SW $\frac{1}{4}$, 75.5 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$ all within Section 26, T.34N., R.37E., M.D.B. & M.

9. Use will be from March 1st to September 1st of each year.
Day and Month Day and Month

10. Use has been from March 1st to September 1st of each year.
Day and Month Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) contour ditches to existing system
State manner in which water is to be diverted, whether by dam or other works,

whether through pipes, ditches, flumes, or other conduits.

- 12. Estimated cost of works \$75,000.00
- 13. Estimated time required to construct works 3 years
- 14. Estimated time required to complete the application of water to beneficial use 5 years
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared dc/ga dc/ga Applicant s/Robert N. Caldwell
By Robert N. Caldwell (agent)
530 Melarkey Street
Winnemucca, Nevada 89445
APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:
This permit to change the point of diversion and place of use of the waters of Clear Creek, as heretofore appropriated under Proof 01107, Certificate 253, as appears in the Clear Creek Decree, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Pershing, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.
The total duty of water allowed under this permit shall not exceed 690 acre-feet per season.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.94 cubic feet per second, but not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.
Actual construction work shall begin on or before April 5, 1978
Proof of commencement of work shall be filed before May 5, 1978
Work must be prosecuted with reasonable diligence and be completed on or before April 5, 1979
Proof of completion of work shall be filed before May 5, 1979
Application of water to beneficial use shall be made on or before April 5, 1982
Proof of the application of water to beneficial use shall be filed on or before May 5, 1982
Map in support of proof of beneficial use shall be filed on or before May 5, 1982

Commencement of work filed IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed my office, this 5th day of October
Cultural map filed
Certificate No. Issued A.D. 19 77
Recorded Bk Page State Engineer

2409 CANCELLED JUN 8 1983
BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Partin Peter Morris
36399 0720